

SENATE BILL No. 312

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-8.1-6.1-2.

Synopsis: School transfers. Allows a student to request a transfer between school corporations due to the student's geographic proximity to a particular school.

Effective: July 1, 2005.

Antich-Carr

January 6, 2005, read first time and referred to Committee on Education and Career Development.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE BILL No. 312

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 20-8.1-6.1-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The parents of
3 any student, regardless of the student's age, or the student after the
4 student has reached eighteen (18) years of age, may request a transfer
5 from a school corporation in which the student has a legal settlement
6 to a transferee school corporation in Indiana or another state if the
7 student may be better accommodated in the public schools of the
8 transferee corporation. Whether the student can be better
9 accommodated depends on such matters as:
10 (1) crowded conditions of the transferee or transferor corporation;
11 **and**
12 (2) curriculum offerings at the high school level that are important
13 to the vocational or academic aspirations of the student; **and**
14 **(3) the geographic proximity of the student's legal settlement**
15 **as determined under section 1 of this chapter to the school the**
16 **student seeks to attend in the transferee school corporation.**
17 (b) This request for transfer must be made in writing to the



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1 transferor corporation which shall immediately mail a copy to the
2 transferee corporation. This request must be made at the times provided
3 by rule of the state board of education. The transfer is effected if both
4 the transferee and the transferor corporations approve the transfer
5 within thirty (30) days after that mailing. The transfer shall be denied
6 when either school corporation either:

7 (1) mails a written denial by certified mail to the requesting
8 parents or student at their last known address; or

9 (2) fails to act on the request within that period.

10 (c) In that event, an appeal may be taken to the state board of
11 education by the requesting parents, or student, if perfected within ten
12 (10) days after the denial. This appeal shall be perfected by mailing a
13 notice of appeal by certified mail to the superintendent of each school
14 corporation and the state board of education. The superintendent of
15 public instruction shall develop forms for this purpose, and the
16 transferor corporation shall assist the parents or student in the
17 mechanics of perfecting the appeal. Appeals shall be heard in accord
18 with section 10 of this chapter.

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